

TEMPORARY

No. 69905-T

TEMPORARY

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office APR 22 2003

Returned to applicant for correction _____

Corrected application filed _____

Map filed JAN 10 2001 under 67070-T

The applicant **AngloGold (Jerritt Canyon) Corporation**, hereby makes application for permission to change the **point of diversion of a portion** of water heretofore appropriated under permit #65323

1. The source of water is **underground**
2. The amount of water to be changed **0.04 c.f.s. (28.96 acre-feet annually)**
3. The water to be used for **mining, milling, de-watering and domestic**
4. The water heretofore permitted for **mining, milling, de-watering and domestic**
5. The water is to be diverted at the following point **within the SW¼ NE¼ Section 8, T.40N., R.54E., M.D.M., or at a point from which the SW corner of Section 7, in said township and range, bears S. 68°22' W., 8,606 feet distance**
6. The existing permitted point of diversion is located within **NW¼ NE¼ Section 18, T.40N., R.54E., M.D.M., from which the SE corner of Section 19, in said township bears S. 9°12' E., 10,620 feet distance**
7. Proposed place of use **same as existing**
8. Existing place of use **T.39N., R.53E., M.D.M., Sections 1 through 24; T.39N., R.54E., Sections 5 through 8, 17 through 20; T.40N., R.53E., -all sections ; T.40N., R.54E., - W½ Section 3, 4 through 8, 17 through 20, 29 through 32; T.41N., R.53E., - all sections; T.41N., R.54E., - Sections 5 through 8, 18 through 20, 29 through 33, W½ Section 34.**
9. Use will be from **January 31 to December 31** of each year.
10. Use was permitted from **January 31 to December 31** of each year.
11. Description of proposed works **The proposed point of diversion is the site chosen for a re-injection well, to be completed under provisions of NDEP U.I.C. permit #UNEV93214. Water developed in this well during its construction can be beneficially used in general mining and milling purposes.**
12. Estimated cost of works **\$200,000.00**
13. Estimated time required to construct works **one year**
14. Estimated time required to complete the application of water to beneficial use
15. Remarks: **Place of use is shown on map filed under application #65323. Points of diversion are shown on map accompanying temporary change applications #67070T and 68623-T. Construction period has been prolonged and decisions on appropriate permanent**

change application(s) have not been made. Thus, this replacement temporary application is being filed.

By s/William A. Nisbet Agent
421 Court Street
Elko, NV 89801

Compared cmf/cac dr/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 65323 is issued subject to the terms and conditions imposed in said Permit 65323 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permit 39881, Certificate 11893; 42687; 47148, Certificate 13139; 47414; 48175, Certificate 13143; 54617, Certificate 14301; 58336, Environmental Permits 58426-E, 58427-E, 58428-E, 58429-E, 58430-E, 58431-E, 58432-E, 58433-E and Permit 59274; 61722, Certificate 15094; Environmental Permits 61740-E, 61780-E, 61781-E and Permits 61946, 62308, 62374, 65323, 65324 and Temporary Permit 69905-T will not exceed 5,847.33 acre-feet annually.

The issuance of this permit expires 68623-T.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Monthly measurements shall be kept and submitted to the State Engineer within 15 days after the end of each calendar quarter which shall include: the volume of water pumped from each source, the rate of diversion pumped from each source, the measurement of pumping water level (drawdown) from each source, the volume of water consumptively used for mining and milling purposes and the amount of water re-injected.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on **July 1, 2004** at which time all rights herein granted shall revert to the right being changed by this temporary permit.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.04 cubic feet per second, but not to exceed 28.96 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

Proof of completion of work shall be filed on or before:

Water must be placed to beneficial use on or before:

Proof of the application of water to beneficial use shall be filed on or before:


Map in support of proof of beneficial use shall be filed on or before:

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 2nd day of July, A.D. 2003


State Engineer

EXPIRED

DATE JUL 01 2004

TEMPORARY

